

VPI/00-127 CON DIV US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Taofiq A. Solola
Group Art Unit: 1626
Applicant: Michael Hale, et al.
Confirmation No.: 7672
Serial No.: 10/686,690
Filing Date: October 16, 2003
Title: PYRAZOLE COMPOSITIONS USEFUL AS
INHIBITORS OF ERK

Cambridge, Massachusetts
January 3, 2004

MS Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION AND AMENDMENT

Dear Examiner Solola:

This is in response to the Office Action dated July 2, 2004 relating to the above-identified application. Applicants have petitioned concurrently herewith to extend the period for responding to that Action for three (3) months, from October 2, 2004 up to and including January 2, 2004 (January 2, 2005 being a Sunday) and have paid the required fee under 37 C.F.R. §§ 1.136(a) and 1.17(a)(3).

INTRODUCTORY MATTER

The Examiner acknowledges that claims 1, 4-9, 12-25 are pending and under consideration and the Examiner acknowledges that claims 2-3, 10-11, and 26-27 are canceled.

Kindly cancel claims 8, 12, 14, and 16-25 without prejudice.

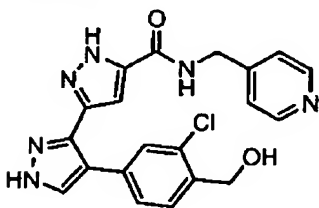
Kindly amend claims 1, 4, 6, 7, and 9.

Pursuant to the telephone conversation between applicants and the Examiner, on June 4, 2004, applicants provisionally elected to prosecute the invention of formula I, wherein T is a bond, and R² is phenyl or naphthyl. Applicant's acknowledge their provisional election and further elect the moieties and single compound species described below.

The Examiner has required a restriction in the above-identified application under 35 U.S.C. § 121 to a single member for each moiety on the base molecule of formula I and to a single compound.

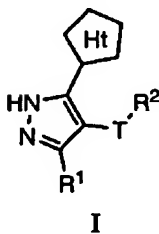
SPECIES ELECTION

Pursuant to the requirement to elect a single species under 37 C.F.R. § 1.143, applicants elect compound II-A of Table 1, at specification page 13, having the following formula:



II-A.

Additionally, applicants elect the following groups for the radicals indicated in formula I:



Ht is pyrazol-3-yl having R^3 and QR^4 substituents;

T is a valence bond;

R² is phenyl or naphthyl; and

R¹ is R.

In light of this restriction, please amend the claims as follows: